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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/503,362	02/14/2000	Pekka J. Heinonen	4925-34	6491

7590 09/22/2005  
Michael C Stuart Esq  
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New York, NY 10176

EXAMINER
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SENF, BEHROOZ M

ART UNIT	PAPER NUMBER
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2613

DATE MAILED: 09/22/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/503,362	HEINONEN, PEKKA J.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Behrooz Senfi	2613	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 01 July 2005.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-19 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-19 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
     Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
     Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)             | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)    | Paper No(s)/Mail Date. _____  |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____   | 6) <input type="checkbox"/> Other: _____                                    |

## **DETAILED ACTION**

### ***Response to Arguments***

1. Applicant's arguments, see Brief, filed July 1, 2005, with respect to the rejection(s) of claim(s) 1-19 under 102(b)/103(a) have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made in view of Dohm et al, US 6,301,471.

### ***Claim Rejections - 35 USC § 102***

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. Claims 1 – 19 are rejected under 35 U.S.C. 102(e) as being anticipated by Dohm et al (US 6,301,471).

Regarding claim 1, Dohm '471 discloses, "a system for processing of data to and from a mobile terminal" (i.e. fig. 2b), "a mobile terminal comprising a data bus for receiving and transmitting data to a wireless communication network" (i.e. fig. 2b, mobile 250 includes data buses for bi-directional wireless communication), "an output device for presenting at least one of audio, video and texture information to a user" (i.e. fig. 2b, display 260), "an interface module connected to the data bus of the mobile

terminal" (i.e. fig. 2b, interface 252 and 264), "a protocol stack for processing data to and from the data bus of the mobile terminal" (i.e. fig. 2b, shows the protocol for processing data), "the user agent for decoding data to and from the protocol stack" (i.e. fig. 2b, client module 256 and 264), "a signal generator for converting the decoded data from the user agent into signals formatted for processing by the output device so that the output device presents at least one of audio, video, and textual information to the user" (i.e. fig. 2b, 256, 264, 260 and processor).

Regarding claims 2 and 10, the claimed limitation "a user input device, manipulable by the user, for inputting data to the user agent for transmission through the mobile terminal" (fig. 2b, Keypad 262).

Regarding claims 3 and 11, the claimed limitation "wireless application/communication protocol" (fig. 2b, clearly shows the mobile 250 communicates through a wireless protocol).

Regarding claims 4 and 12, the claimed "short message transport protocol" reads on (i.e. col. 18, lines 36 – 37).

Regarding claims 5 and 13, the claimed "wherein the user agent is a web-browser" (fig. 2b, UDP, col. 5, lines 33 – 34).

Regarding claim 6, the claimed limitation "browser is configured to interpret data in accordance with one of the wireless Application Protocol and the Short Message Transport Protocol" are substantially similar in scope as recited in claims 3 and 4, therefore the grounds for rejecting claims 3 – 4, also apply here.

Regarding claims 7 and 9, the claimed “the output device is a monitor”, reads on (fig. 2b, display 260).

Regarding claims 8 and 15, the limitations claimed “processing data from a data bus of the mobile terminal .....” (i.e. fig. 2b, device 250, including processor), and “decoding the processed data using a user agent and outputting the decoded data” (fig. 2b, encoder, decoder of mobile 250 and client module), and “converting the decoded data .....” (fig. 2b, module 256 and display 260), and “presenting information based on the signals by the output device” (fig. 2b, display 260).

Regarding claim 14, the limitations claimed are analyzed and covered with respect to claims 1 – 13.

Regarding claims 16 – 19, the limitation “output device comprises a television monitor” reads on (display devices as shown in fig. 1 serves as a “television monitor” because it has the capability to display video images).

### **Conclusion**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Behrooz Senfi** whose telephone number is **(571) 272-7339**.

If attempts to reach the examiner by telephone are unsuccessful, the examiner’s supervisor, **Mehrdad Dastouri** can be reached on **(571) 272-7418**.

**Any response to this action should be mailed to:**

Commissioner of Patents and Trademarks

Washington, D.C. 20231

Art Unit: 2613


**Or faxed to: (571) 273-8300**

Hand-delivered responses should be brought to Randolph Building, 401 Dulany Street, Alexandria, Va. 22314.

Any inquiry of a general nature or relative to the status of the application or proceeding should be directed to the Technology Center 2600 Customer Service Office whose telephone number is (703) 306-0377.

B. M. S.

9/19/2005

  
**VU LE**  
**PRIMARY EXAMINER**